IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT No. 2271 of 1988

M/s.R.A. Nariman & Co.Pvt.Ltd. & Anr.. Plaintiffs
versus
M/s.Mahesh Transport Co. & Anr. .. Defendants

...

Ms.S. Dwivedi i/b P.N. Sadarangani for plaintiffs.
Ms.Sheetal Sonawane i/b C.R. Sonawane for defendants.

CORAM : D.G. KARNIK, J

DATED : 22nd June 2006.

P.C.:

1. Heard learned counsel for the parties.

2. Learned counsel for the plaintiff states that the defendants have not filed written statement for several years. He prays for a decree under Order 8 Rule 10 of the Code of Civil Procedure. In the absence of written statement, the averments made in the plaint are deemed to be admitted.

3. Suit of the plaintiff is decreed under Order 8 Rule 10 of the Code of Civil Procedure in terms of prayer clauses (1) and (2).

(D.G. KARNIK, J)